



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GARGER, *et al.*

Group Art Unit: 1637

Application Serial No.: 09/626,127

Examiner: Riley, Jezia

Filed: July 26, 2000

Attorney's Docket No.:

00801.0087.CPUS04

For: **PRODUCTION OF LYSOSOMAL
ENZYMES IN PLANTS BY
TRANSIENT EXPRESSION**

STATEMENT OF STEPHEN J. GARGER
UNDER 1.48(a) (Correction Of Inventorship)

Commissioner for Patents
Washington, D.C. 20231

I, Stephen J. Garger, of Vacaville California, am listed as an inventor in the above-identified US Patent Application. After re-considering the content of the patent application and the scope of the claims, I do not believe that I am one of the inventors of the technology claimed therein.

I request that my name be removed from the list of inventors identified in the formal papers of this application.

My original inclusion as an inventor was not made with any deceptive intention on my part, but was rather due to my misunderstanding of the scope of the patent claims.

Respectfully submitted,

Stephen J. Garger



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For: **PRODUCTION OF LYSOSOMAL
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STATEMENT OF GREGORY P. POGUE
UNDER 1.48(a) (Correction Of Inventorship)

Commissioner for Patents
Washington, D.C. 20231

I, Gregory P. Pogue, of 419 Trillick Ct., Vacaville California, was not originally listed as an inventor in the above identified US Patent Application. After considering the content of the patent application and the scope of the claims, I hereby acknowledge that I am one of the inventors of the invention claimed therein.

I request that I, Gregory P. Pogue, be identified as an inventor of the invention claimed in the above identified application. The omission of my name as an inventor was not made with any deceptive intention on my part, but was rather due to my misunderstanding of the scope of the patent claims.

Respectfully submitted,



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STATEMENT OF ROBERT L. ERWIN
UNDER 1.48(a) (Correction Of Inventorship)

Commissioner for Patents
Washington, D.C. 20231

I, Robert L. Erwin of 435 Merganser Pl., Davis, California 95616, was not originally listed as an inventor in the above-identified US Patent Application. After considering the content of the patent application and the scope of the claims, I hereby acknowledge that I am one of the inventors of the invention claimed therein.

I request that I, Robert L. Erwin, be identified as an inventor of the invention claimed in the above identified application. The omission of my name as an inventor was not made with any deceptive intention on my part, but was rather due to the introduction of claims reciting previously unclaimed subject matter.

Respectfully submitted,

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GARGER, *et al.*

Group Art Unit: 1637

Application Serial No.: 09 626,127

Examiner: Riley, Jezia

Filed: July 26, 2000

Attorney's Docket No.:

00801.0087.CPUS04

For: **PRODUCTION OF LYSOSOMAL
ENZYMES IN PLANTS BY
TRANSIENT EXPRESSION**

**STATEMENT OF LAURENCE K. GRILL
UNDER 1.48(a) (Correction Of Inventorship)**

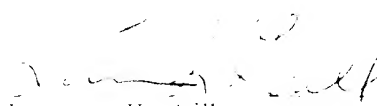
Commissioner for Patents
Washington, D.C. 20231

I, Laurence K. Grill of 3570 Cantelow Rd., Vacaville, California 95688, was not originally listed as an inventor in the above-identified US Patent Application. After considering the content of the patent application and the scope of the claims, I hereby acknowledge that I am one of the inventors of the invention claimed therein.

I request that I, Laurence K. Grill, be identified as an inventor of the invention claimed in the above identified application. The omission of my name as an inventor was not made with any deceptive intention on my part, but was rather due to the introduction of claims reciting previously unclaimed subject matter.

Respectfully submitted,

Date: 12/12/00


Laurence K. Grill

Certificate Under 37 C.F.R. § 3.73(b)

Applicant(s): Stephen J. GARGER, et al

Application No: 09 626,127 Filed: July 26, 2000

For: Production of Lysosomal Enzymes in Plants by Transient Expression

Large Scale Biology Corporation, a Corporation
(Name of Assignee) (Type of Assignee: e.g., corporation, partnership, university, government agency, etc.)

states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An Assignment from the inventor(s) of the patent application identified above.

[or]

B. ☐ A chain of title from the inventor(s) of the patent application identified above to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

To the best of the undersigned's knowledge and belief, title of the patent application identified above is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: July 26, 2000

Name: Thomas Gallegos, Esq.

ASSIGNMENT

COPY

WHEREAS, we, **Stephen J. Garger, Thomas H. Turpen, and Monto H. Kumagai**, being citizens of the United States of America, residing at **593 Cottonwood Street, Vacaville, CA 95688, 160 Santa Fe Court, Vacaville, CA 95688, and 809 Plum Lane, Davis, CA 95616**, respectively, have made new and useful improvements in **Production of Lysosomal Enzymes in Plants by Transient Expression**, for which an application for Letters Patent of the United States was filed on **July 26, 2000** as Application No. **09/626,127**.

WHEREAS, **Large Scale Biology Corporation**, having a place of business at **3333 Vaca Valley Parkway, Vacaville, CA 95688**, and who, together with its successors and assigns ("Assignee") is desirous of acquiring the title, rights, benefits, and privileges hereinafter recited.

NOW, THEREFORE, for valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservations:

1. Assign, transfer, and convey to Assignee the entire right, title, and interest in and to said application for Letters Patent of the United States, including all claims, if any, for infringement prior to the date of this assignment, the inventions and discoveries described therein, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in our name or in the name of Assignee or otherwise as

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that we have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance.

5. Bind our heirs, legal representatives, and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in our control or in the control of our heirs, legal representatives, or assigns which may be useful for establishing the facts of our conception, disclosures, and reduction to practice of said inventions and discoveries; and to testify as to the same in any interference or other litigation.

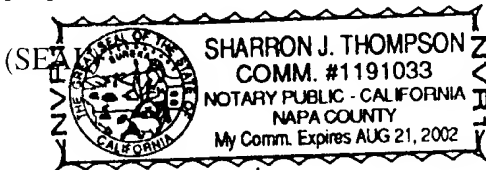
IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 28 day of November, 2000.

Monto H. Kumagai
Monto H. Kumagai

STATE OF California
COUNTY OF Solano

SS:

On this 28th day of November, 2000, before me personally appeared **Monto H. Kumagai**, to me known and known to me to be the individual described in and who executed the foregoing instrument, and who duly acknowledged to me to have executed the foregoing instrument, and who duly acknowledged to me to have executed the same for the purpose therein set forth.



Sharron J. Thompson
NOTARY PUBLIC

My Commission Expires: 8/21/02

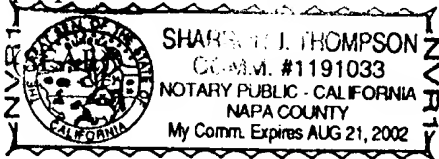
IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 28 day of November, 2000.

Stephen J. Garger
Stephen J. Garger

STATE OF California
COUNTY OF Solano

SS:

On this 28th day of November, 2000, before me personally appeared **Stephen J. Garger**, to me known and known to me to be the individual described in and who executed the foregoing instrument, and who duly acknowledged to me to have executed the foregoing instrument, and who duly acknowledged to me to have executed the same for the purpose therein set forth.



Sharon J. Thompson
NOTARY PUBLIC

My Commission Expires: 8/21/02

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 19th day of December, 2000.

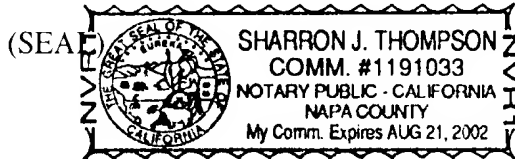


Thomas H. Turpen

STATE OF California
COUNTY OF Solano

SS:

On this 19th day of December, 2000, before me personally appeared **Thomas H. Turpen**, to me known and known to me to be the individual described in and who executed the foregoing instrument, and who duly acknowledged to me to have executed the foregoing instrument, and who duly acknowledged to me to have executed the same for the purpose therein set forth.




NOTARY PUBLIC

My Commission Expires: 8/21/02